

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

NEIGHBORS CREDIT UNION,)
) Case Nos:
Movant,)
) 4:23-mc-00432-MTS
vs.)
) &
CARLANDOS LAWRENCE, *et al.*,) 4:23-mc-00434-MTS
)
Respondents.)

MEMORANDUM AND ORDER

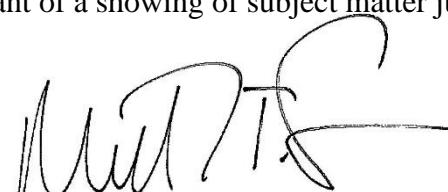
Movant Neighbors Credit Union seeks to quash a subpoena and a subpoena duces tecum delivered to it by the plaintiffs in a matter pending in arbitration. *See Lawrence v. GMT Auto Sales, Inc.*, No. 21-5705 (USA&M). The Court will deny the Motions to Quash because Movant has not demonstrated this Court’s subject matter jurisdiction. *See Me. Cnty. Health Options v. Albertsons Cos., Inc.*, 993 F.3d 720, 722 (9th Cir. 2021) (“a party seeking to enforce a subpoena under Section 7 must establish a basis for subject matter jurisdiction”); *Stolt-Nielsen SA v. Celanese AG*, 430 F.3d 567, 572 (2d Cir. 2005) (“parties invoking Section 7 must establish a basis for subject matter jurisdiction independent of the FAA”); *Amgen, Inc. v. Kidney Ctr. of Del. Cnty., Ltd.*, 95 F.3d 562, 567 (7th Cir. 1996) (holding that Section 7, like other provisions of the FAA, does not create subject matter jurisdiction); *Chi. Bridge & Iron Co. N.V. v. TRC Acquisition, LLC*, 2:14-cv-01191-KDE, 2014 WL 3796395, at *2 (E.D. La. July 29, 2014) (Engelhardt, J.) (“Section 7 of the FAA does not create federal subject matter jurisdiction,” which means a movant “must establish an independent basis for jurisdiction”); *cf. Badgerow v. Walters*, 142 S. Ct. 1310, 1316 (2022) (“A federal court may entertain an action brought under

the FAA only if the action has an ‘independent jurisdictional basis.’” (quoting *Hall St. Assocs., LLC v. Mattel, Inc.*, 552 U.S. 576, 582 (2008))).

Accordingly,

IT IS HEREBY ORDERED that Movant Neighbors Credit Union’s Motion to Quash Subpoena, Doc. [1] in 4:23-mc-00432-MTS, and Motion to Quash Subpoena Duces Tecum, Doc. [1] in 4:23-mc-00434-MTS, are **DENIED** for want of a showing of subject matter jurisdiction.

Dated this 24th day of April 2023.



MATTHEW T. SCHELP
UNITED STATES DISTRICT JUDGE